



2009 SENATE BILL 36

1 **AN ACT** *to amend* 343.32 (1m) (b) (intro.), 938.34 (14r) (a) and 961.50 (1) (intro.)
2 of the statutes; **relating to:** motor vehicle operating privilege suspensions for
3 controlled substance violations.

Analysis by the Legislative Reference Bureau

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

4 **SECTION 1.** 343.32 (1m) (b) (intro.) of the statutes is amended to read:
5 343.32 **(1m)** (b) (intro.) The secretary shall may suspend a person's operating
6 privilege for not less than 6 months nor more than 5 years whenever notice has been
7 received of the conviction of such person under federal law or the law of a federally
8 recognized American Indian tribe or band in this state or the law of another
9 jurisdiction for any offense therein which, if the person had committed the offense
10 in this state and been convicted of the offense under the laws of this state, would have

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1 required permitted suspension of such person's operating privilege under s. 961.50.

2 The person is eligible for an occupational license under s. 343.10 as follows:

3 **SECTION 2.** 938.34 (14r) (a) of the statutes is amended to read:

4 938.34 **(14r)** (a) In addition to any other dispositions imposed under this
5 section, if the juvenile is found to have violated ch. 961, the court ~~shall~~ may suspend
6 the juvenile's operating privilege, as defined in s. 340.01 (40), for not less than 6
7 months nor more than 5 years. ~~The~~ If a court suspends a person's operating privilege
8 under this paragraph, the court shall immediately take possession of any suspended
9 license and forward it to the department of transportation together with the notice
10 of suspension stating that the suspension or revocation is for a violation of ch. 961.

11 **SECTION 3.** 961.50 (1) (intro.) of the statutes is amended to read:

12 961.50 **(1)** (intro.) If a person is convicted of any violation of this chapter, the
13 court ~~shall~~ may, in addition to any other penalties that may apply to the crime,
14 suspend the person's operating privilege, as defined in s. 340.01 (40), for not less than
15 6 months nor more than 5 years. ~~The~~ If a court suspends a person's operating
16 privilege under this subsection, the court shall immediately take possession of any
17 suspended license and forward it to the department of transportation together with
18 the record of conviction and notice of the suspension. The person is eligible for an
19 occupational license under s. 343.10 as follows:

20 **SECTION 4. Initial applicability.**

21 (1) This act first applies to violations occurring on the effective date of this
22 subsection.

23 (END)